



City of El Paso de Robles

"The Pass of the Oaks"
MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
MAY 16, 1995

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

Presented by Councilmember Martin

The City Council of the City of El Paso de Robles, meeting in regular session at 7:30 p.m. on the above date, in the School District Board Room was called to order by Mayor Walter Macklin.

ROLL CALL VOTE: Councilmember Chris Iversen
Councilmember Steve Martin
Councilmember Duane Picanco
Mayor Pro Tem Jim Heggarty
Mayor Walt Macklin

PUBLIC COMMENTS

Mike Alspach, 238 Partridge Drive, Quail Run Mobil Home Park, he has been trying to get a resolution to a problem that occurred when the mobil home park was converted to condominiums. He would like to get something on the City Council agenda as soon as possible.

Richard Ramirez, City Manager, advised this is a civil matter and not subject to the City Council or City involvement and the public from the mobile home park have been advised of same. He does not feel this answer is justified.

Councilmember Picanco would like staff to place this subject on future agenda for discussion.

PRESENTATIONS

Mayor Macklin advised Weed Abatement did not make this agenda and would be on the agenda of June 6, 1995.

PUBLIC HEARINGS

1. **Annual Levy Report for Landscape & Lighting District No. 1 for Fiscal Year 1995/1996**
Mayor Macklin announced it was the time and place for public hearing on the Annual Levy Report. **John McCarthy**, Director of Public Works, reviewed the staff report regarding the annual levy of the Landscape and Lighting District #1. City Council previously adopted Resolution 95-49 which initiated the proceedings for the annual levy of the district. State requires a public meeting and public hearing be held for public input. Council is required to hear the testimony and no decision will be made until after the public hearing of June 20, 1995.

Robles.

Dawn Zmugg, PO Box 3797, what is it you will be asking for an action on regarding the Munari / Santa Ysabel? Councilmember Picanco advised he is not asking on just the Munari / Santa Ysabel, I am asking for the action on Black Hunter and to be specific, the appropriateness of the request of the pre-zone and LAFCO to take over as lead agency and Item #14 questioning about the appropriateness and whether or not there should have been an environmental determination prior to the formal action taken. Dawn discussed the June 30,1994 document submitted, that we had so much trouble getting here, used in the decision on October 4,1994. LAFCO requested that document and they were given a different version of the document with significant deletions, different costs, archeological report was not attached and considering LAFCO is expected to make decisions based on fact to withhold or substitute such is alarming. Have we determined who submitted that other document? Which agencies will you be contacting? Also, I would again ask you when you are briefing the Council on the actions of LAFCO on April 20,1995 that you let them know there were over 350 petitions turned in to LAFCO and of that, several hundreds were City residents who were opposed to taking that property in to the Sphere of Influence and were opposed to the Negative Declaration because it was a project and because the City has not done a Resource Management Program.

Councilmember Picanco advised the agencies could be OPR, Attorney General, Assembly Representative, or all three.

Tom Zmugg, PO Box 3797, he wanted entered into the record and read a letter (see Attachment #D). He would also like to echo the same sentiments referenced in this letter. He hopes you give our area residents an overwhelming majority of whom have expressed their opinions, the same consideration you have given the residents of the Municipal Airport tonight in making your decision.

Merle Miller, 11-A Beaver Creek, I have same concerns as the last two speakers have voiced, that you give the same consideration they did for the citizens and people of the county, the mayor referred to earlier when we were talking about the dragstrip, that if you will check, the same amount of people opposing that thing and you work for the citizens of this City and I have yet to see anyone say anything good about this project or for it.

Fred Strong, Fred Strong & Associates, is this a clarification of procedures used rather than a clarification of the action taken on a specific project. This is not an objection to a Aye or Noe on the Sphere Change, it is on the pre-zoning as a violation of the LAFCO act. The change of lead agency as a violation of SEQUA and the refusal to do an environmental on the change of procedures as required by Livermore vs. LAFCO.

Janice Nelson, 1460 Spanish Camp Road, it is very interesting tonight you had wall-to-wall people here and you did not limit them to three minutes, but we have been limited when talking about the Munari topic. Also, at the Atascadero City Council meeting, they did not take a vote at that meeting.

Public comment closed.

Motion was unanimously passed on the following roll call vote:

AYES:	Heggarty, Iversen, Martin, Picanco, Macklin
NOES:	None
ABSENT:	None

ADJOURNMENT: to ADJOURNED TO THE REGULAR CITY COUNCIL MEETING OF THURSDAY, JUNE 1,1995 AT 7:00 PM. AT PASO ROBLES SCHOOL DISTRICT, 800 NIBLICK ROAD FOR A BUDGET WORKSHOP

CLOSED SESSION

Pursuant to: Government Code Section 54954.5(b) - Property Acquisition

- a. **Property:** Property for Multi-Modal Station
Negotiating Parties: Holst/Belmont/Machado/Rabener and the City of Paso Robles
Under Negotiation: Terms & Conditions
- b. **Property:** Property for Multi-Modal Station
Negotiating Parties: Southern Pacific and the City of Paso Robles
Under Negotiation: Terms & Conditions
- c. **Review Southern Pacific Agreement**
(May adjourn to regular session so Council may take action)

Pursuant to: Government Code Section 54956.9(a) - Litigation

- a. **Conference with Legal Counsel-Existing Litigation**
Name of Case: Chicago Grade vs. City of Paso Robles
Case Number: CV 075627

No action taken.

Respectfully submitted,



Richard J. Ramirez, City Clerk

(Minutes approved 6/20/95)

~~ATTACHMENT~~ A**FAX TRANSMITTAL MEMO**

DATE: JUNE 20, 1995
TO: CITY OF PASO ROBLES
FAX# (805) 238-4704
237-6565

RECEIVED
CITY CLERK
JUN 20 1995
CITY OF PASO ROBLES

ATTENTION: CANDY ASCHLE

FROM: DAWN ZMUGG
FAX# (805) 237-0919

RE: 1) CORRECTIONS MINUTES 5-16-95
2) REQUEST FOR INFORMATION

TO FOLLOW: 2 PAGES

NOTE: AS INSTRUCTED, I AM PROVIDING 5-16-95
CORRECTION SO THAT IT MAY BE
DISTRIBUTED TO COUNCILMEMBERS
IN ADVANCE OF ITEM.

ITEM 6

PAGE 6

- I. Line 1 "Approve City Council minutes....
DATE SHOULD READ MAY 2, 1995 (NOT MAY 4, 1995)

- II. Line 2 Heading "April 4, 1995"...
DATE SHOULD READ MAY 2, 1995 (THE DISCUSSION
NEXT LINE PERTAINS TO 5-2-95 MINUTES)

- III. Line 3 "starting with
SHOULD READ STARTING WITH MAY 2, 1995 MINUTES
PAGE 7, 6-23

- IV. Line 7 Heading "May 2, 1995"...
DATE SHOULD READ APRIL 4, 1995 (THE DISCUSSION
NEXT LINES PERTAIN TO 4-4-95 MINUTES)

- V. Line 8 SHOULD READ:
WE DID GET YOUR PACKET COPIES AFTER 5 P.M.
TODAY OF APRIL 4, AND ATTACHED TO THOSE
COPIES WERE THE MINUTES OF FEB. 21, 1995 AND
MARCH 21, 1995. IT APPEARS THAT A CHANGE HAS
WAS MADE TO THE 3-21-95 MINUTES AFTER THEY
WERE APPROVED. ALSO, THE APRIL 4, 1995 MINUTES
HAVE NOT YET BEEN CORRECTED.
AT THIS POINT, IT WAS NOTED THAT SPANISH CAMP
RESIDENTS HAD PAID FOR AND WERE GIVEN A
DIFFERENT VERSION OF TONIGHT'S AGENDA
PACKET FOR THIS ITEM.
DAWN ZMUGG ASKED FOR A FORMAL
EXPLANATION AS TO WHY RESIDENTS WERE GIVEN
A DIFFERENT VERSION.

COUNCILMEMBER IVERSON EXPRESSED CONCERN
THAT THE PUBLIC IS BEING GIVEN A DIFFERENT
PACKET THAN THE COUNCIL..

Dawn Zmugg
P.O. Box 3797
Paso Robles, Ca. 93447-3797
Telephone: (805) 237-0907
Fax: (805) 237-0919

June 20, 1995

City of Paso Robles
Fax# (805) 238-4704


RE: REQUEST FOR INFORMATION

Please consider this request for the following items:

1. Tapes of ENTIRE City Council meeting of 6-06-95.
2. Approved City Council minutes 4-04-95, 5-02-95, 5-16-95, 6-06-95.
3. Tapes of ENTIRE City Council meeting of 6-20-95.
4. Draft minutes City Council meeting 6-20-95.

I am aware of cost. For purposes of expediency, please contact me by telephone at (805) 237-0907 as individual items become available for pick up. I will come in to pick up.

Thankyou for your assistance,


Dawn Zmugg

LOCATION OF PASO ROBLES DRAG STRIP

Attachment

"A"

WE, THE UNDERSIGNED ARE OPPOSED TO THE LOCATION OF
STRIP ON THE PASO ROBLES AIRPORT PROPERTY.
IT COULD BE DETRIMENTAL TO THE PLANNED COMMERCIAL
DEVELOPMENT OF QUIET, NON POLLUTING INDUSTRY, EXISTING ROADS
ARE INADEQUATE, AND NOT LEAST, IT WOULD HAVE A NEGATIVE
EFFECT ON SURROUNDING PROPERTY VALUES.

NAME

ADDRESS

COUNTY

Lisa Jones P.O. Box 2222 Paso Robles, Ca 93449

Gale Reyes P.O. Box 1270 Paso Robles, CA 93447

Lined area for additional signatures and addresses.

LOCATION OF PASO ROBLES DRAG STRIP

Attachment
"B"

WE, THE UNDERSIGNED ARE OPPOSED TO THE LOCATION OF STRIP ON THE PASO ROBLES AIRPORT PROPERTY. IT COULD BE DETRIMENTAL TO THE PLANNED COMMERCIAL DEVELOPMENT OF QUIET, NON POLLUTING INDUSTRY, EXISTING ROADS ARE INADEQUATE, AND NOT LEAST, IT WOULD HAVE A NEGATIVE EFFECT ON SURROUNDING PROPERTY VALUES.

NAME ADDRESS COUNTY

Joseph M. McCaffrey 1915 PEBBLE BEACH CT. PASO ROBLES, CA 93446 SAN LUIS OBISPO

Caroline A. McCaffrey 1915 Pebble Beach Ct Paso Robles, CA 93446 San Luis Obispo

Michelle A. McCaffrey 1915 Pebble Beach Ct Paso Robles, 93446 San Luis Obispo

Attachment
"C"

May 05, 1995

To: Rich Ramirez Fax# 238-4704
 From: Dawn Zmugg
 Re: Minutes correction 4-4-95 city council meeting

Rich,

I called and left a message for you this morning. We have experienced a computer problem today and I am unable to print out the corrections. After consultation with our computer people, we will be down for a period into next week. Therefore I am unable to get them to you today.

I LOVE
COOPERATION

In the spirit of cooperation, I have dictated corrections as taken from the 4-4-95 meeting tape to our transcription. I will provide the corrections at my expense so that they will be in your possession first thing Monday morning. I trust this will be acceptable to you so as to avoid unnecessarily taking council time at the next meeting.

I TOLD
DAWN OK

TZ

Sincerely,

Dawn

Dawn Zmugg

237-0907 phone

237-0919 fax

DAVE & CHARLIE WEST

1105 SPANISH CAMP RD.
PASO ROBLES, CA 93446
(805) 239-2260

Attachment
"D"

May 16, 1995

Walter J. Macklin, Mayor
Council Members Heggarty, Martin, Iverson, and Picanco
City of El Paso de Robles
City Hall
910 Park Street
Paso Robles, CA 93446

RE: Santa Ysabel Hot Springs, Jack Munari Property

Dear Mayor Macklin and Councilmen Heggarty, Martin, Iverson and Picanco,

We are writing to express our continued opposition to any plans the city may have to include this property in its sphere of influence with the possibility of future annexation. We also want to reaffirm our opposition to any plans the city may have to annex the Spanish Camp area.

Additionally we would like to express our support to LAFCO for requiring an Environmental Impact Report on the Munari property. As we and other residents have maintained, Mr. Munari has made public his intentions to develop that property far beyond any "agricultural" use and it seems totally appropriate that the impact of the actual intended development be fully studied and understood before any move is made by the city to incorporate that area.

Thank you for the opportunity to provide our input on this issue.

Sincerely,

Dave Charlie West

Dave and Charlie West

cc: Mr. Paul Hood
LAFCO

Pat Perinich, Municipal Financial Services, was introduced by John McCarthy, who helped put together the district and was available for questions. Pat would like to add, notices were sent out two weeks ago to any parcel owner who will be receiving an increase or new assessments. There were seven new sub-areas added this year that will have new assessments and fourteen parcels within one sub-area that will have new assessments. The City Council meetings of May 16 and June 20 were referenced for public hearings. Pat gave 1-800-755-6864 for Riverbank residents to call so he could tell them how the levy was computed on each parcel, as well as facts and figures and a report of same is available for residents in the Library for public review.

Richard Ramirez advised there are approximately 25 complaint letters that will go into the record primarily from Riverbank regarding the levy increase and will be presented to City Council at the next public hearing. There was a question about an over ride provision in the 72 Act on a 4/5's over ride. Also Rich advised the Riverbank residents may be interested in knowing their totals. Sub-area 6, Tract 15083 with 44 parcels is \$5,574.54 and sub-area 5 total is \$23,899.80 with 148 parcels. The \$166,169.31 total represents the entire district of 900 + parcels. Riverbank makes up approximately \$32,044.00.

Councilmember Picanco asked why area 16 took such an increase. Pat advised area 5 and 16 took an increase due to increased landscaping costs because the park maintenance was added this year and also collecting for some of this current fiscal years maintenance that was not assessed last year.

Mayor Macklin opened the public hearing.

There was concern voiced regarding park maintenance, who is paying the levy fee, lighting, creek maintenance, parcels, etc. from Council, staff and public:

- (1) Dale Gustin, 1714 Willowbank Lane
- (2) Janet Simpson, 145 Shadowcreek Lane
- (3) Jerry Greenment, 1639 Summercreek Lane
- (4) Hank Vaneeson, 149 Shadowcreek Lane

John McCarthy showed the Riverbank Tract subdivision on the overhead projector, developed in four phases and showed the park in red. All lots in the four phases of Riverbank are involved in maintaining the park. There are two types of lighting, streets and pedestrian lighting in the park. Additional landscaping is maintained on South River Road between the block wall, in back of the sidewalk and the small island entry ways.

It was moved by Councilmember Picanco, seconded by Iversen, to receive and file the public input and move to the June 20, 1995 Public Hearing. Motion was unanimously passed on the following roll call vote:

AYES:	Heggarty, Iversen, Martin, Picanco, Macklin
NOES:	None
ABSENT:	None

2. Dragstrip Lease Commitment (SLO Raceway Park, Inc.)

Mayor Macklin announced it was the time and place for public hearing on the Dragstrip Lease. Diane Sheely, Economic Development Manager, read the staff report to the public with comment from John McCarthy regarding the Development Application and SEQUA Environmental Notification processes that need to be reviewed. City has received some correspondence from FAA (Federal Aviation Association and Dept. of Transportation, Div. of Aeronautics).

Bob Lata, Community Development Director, advised he and John McCarthy were invited to visit Sears Point in Sonoma, California and Formosa Dragstrip in Bakersfield, California dragstrips to investigate the potential economic spin off at each location. Noise situation does create complaints from local residential users as close as two miles and can be heard as far away as 16 miles, determined by weather.

Mayor Macklin opened the public hearing.

Public interest received in favor of the dragstrip:

Chic Cannon, Templeton
Gene Berkstrum, Hot Rod Association
Mike Jackson, 5502 Encinada, Atascadero
John Seveya, 7000 Lomitas, Atascadero
Tasha Snow, 368 Camino Lobo, Paso Robles
Pat Mackey, 2940 Union Road, Paso Robles
Tom Silva, 4455 Jardine Road, Paso Robles
John Seabock, 4900 San Benito Road, Atascadero
Jim Rizzoli, 2584 Victoria Avenue, SLO
Sharon McAlinda, 5510 Del Rio Road, Atascadero
Dale McCulley, 7586 Balboa
Michelle Read, 675 Calf Canyon Road, Creston
Joe Mondello, 1103 Paso Robles Street
Matt Masia, 1215 Ysabella Avenue, Paso Robles
Nancy Lutge, 4155 Tampico Road, Atascadero
Linda Pacheco, 244 Panorama Drive, Paso Robles
Rick Johnson, Historical Motorsports
Spencer Robertson, 2615 Geneseo Road, Paso Robles

Additional signatures on petitions were given at Council meeting (see Attachment #A and #B).

Public comment opposed to the dragstrip:

Kevin Dolan, 4220 Jardine Road
Robert Hansen, for Mr. & Mrs. Donald Klucker, Paso Robles
Kenneth Hunter, Hunter Golf Course, Paso Robles
Don Campbell, 704 Spring Street, Paso Robles
John Cromwell, 2310 Dry Creek Road, Paso Robles
Gary Eberle, Paso Robles
Jeanne Cary, 6161 Airport Road, Paso Robles
Public comment with neutral feelings:
Dale Gustin, 1714 Willowcreek Lane, Paso Robles

Break 9:05-9:20 p.m.

Council comments:

After a lengthy discussion by the City Council, it was moved by Councilmember Picanco, seconded by Heggarty, to adopt Option #1, not to approve the dragstrip tenancy and withdraw approval to allow the processing of the development application. Motion was passed on the following roll call vote:

AYES:	Heggarty, Martin, Picanco, Macklin
NOES:	Iversen
ABSENT:	None

Break for 10 minutes.

3. Planned Development 95003 & Conditional Use Permit 95007 - Barney Schwartz Park (Applicant: City of Paso Robles)

Mayor Macklin announced it was the time and place for public hearing CUP 95007. Bob Lata, Community Development

Director, advised the application is still pending at the Planning Commission level and is recommending we continue to the next public hearing meeting. Commission has not yet had an opportunity to hear it and request to continue.

Stu Ross, Director of Community Services, advised there will be a special meeting of the Parks and Recreation Advisory Committee on June 6, 1995 to present this plan prior to going to the Planning Commission to maintain the sequence of events.

Mayor Macklin opened the public hearing.

Pat Mackey, Union Road, will be on vacation on June 6 and would like to take this opportunity to let you know he supports the development of this park and agreed it would have an impact on him in the way of noise and lighting, but people have to adapt. He wants the City to keep the name of Barney Schwartz Park. He has concerns regarding the disposal of human waste, traffic circulation, law enforcement, crowd and litter control, light and noise and use of the park by the general public. I suggest these issues be discussed in a public workshop.

There being no further comments either written or oral, the public hearing was closed.

It was moved by Councilmember Iversen, seconded by Picanco, to continue the use Permit 95007 to a public hearing of the regular scheduled meeting of June 20, 1995. Motion was unanimously passed on the following roll call vote:

AYES:	Heggarty, Iversen, Martin, Picanco, Macklin
NOES:	None
ABSENT:	None

ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY, REDEVELOPMENT AGENCY & CITY COUNCIL

CALL TO ORDER

ALL MEMBERS PRESENT: Agencymembers Heggarty, Iversen, Macklin, Martin, and Chairman Picanco

DISCUSSION/ACTION ITEMS

4. Project Area Committee (PAC) Bylaw Amendment

A. Redevelopment Agency to consider a request by the Project Area Committee to amend the bylaws. Diane Sheely, Economic Development Manager, gave an update on the staff report and the purpose for the amendments.

Chairman Picanco has a problem with the five year term because it could be difficult to get someone to commit to five years; if you have a member that is not truly contributing, that member remains on the Committee for five years. He suggests we have a three year term with no maximum of consecutive terms.

Richard Ramirez voiced the City of Paso Robles is one of the few, if not the only City that maintains a PAC and under the Bylaws it would dissolve in 1999 unless you formally extend it. If you have a five year term, it does not run consistent with the Sunset Clause in the bylaws. A three year term would be more consistent.

Public comment opened - none received.

It was moved by Agencymember Iversen, seconded by Martin, to recommend we adopt the Resolution No. 95-03 approving amendments to the bylaws of the Project Area Committee, with the exception of a three year term.

Motion was unanimously passed on the following roll call vote:

AYES: Heggarty, Iversen, Macklin, Martin, Picanco
NOES: None
ABSENT: None

B. City Council consider amendments to the Bylaws of the Project Area Committee.

It was moved by Councilmember Iversen, seconded by Martin, to recommend we adopt **Resolution No. 95-56 Authorizing the Mayor and City Clerk to Execute Amendments to the Bylaws of the Project Area Committee, with the exception of a three year term.** Motion was unanimously passed on the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

5. Project Area Committee (PAC) - City Hall Facilities

Chairman Picanco express PAC's concern is the property at 4th and Spring Street will sit idle for a lengthy time and they do not feel it should sit. It should be utilized as soon as possible.

Richard Ramirez advised staff will contact the PAC chairman regarding the status of the property.

It was moved by Agencymember Martin, seconded by Heggarty, to adjourn to City Council meeting. Motion was unanimously passed on a 5/0 vote.

CONSENT CALENDAR

The **Consent Calendar** was approved upon motion by Councilmember Iversen, seconded by Councilmember Martin, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, with the exception of Items 6 and 15 which were pulled for discussion. Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

Those items approved are as follows:

- ITEM 7. **Approve the Pre-Check Register** (M. Compton, Dir. of Admin. Svcs.)
- ITEM 8. **Authorize Second Reading and Adopt Ordinance No. 690 N.S. Amending the Zoning Code to Revise Regulations for the R-2, R-3 and R-4 Multiple Family Residential Zoning Districts (Code Amendment 94006)** (R. Lata, Dir. of Comm. Dev.)
- ITEM 9. **Authorize Second Reading and Adopt Ordinance No. 691 N.S. Amending Chapter 8 (Animal Control) of the Municipal Code to Amend Regulations for the Number of Animals to be Allowed in Residential Zones and the Minimum Setbacks for Animal Keeping Areas** (R. Lata, Dir. of Comm. Dev.)
- ITEM 10. **Adopt Resolution No. 95-57 Accepting an Offer of Dedication from Truth Tabernacle Church for Portions of Lot 145 of the Orchard Bungalow Tract for Public Road Purposes** (J. McCarthy,

Dir. of Public Works)

- ITEM 11. Adopt Resolution No. 95-58 Giving Permission to Remove Two Oak Trees as Summarized in the Arborist Report dated April 14, 1995 for Tract 1508-4 (Riverbank) (J. McCarthy, Dir. of Public Works)
- ITEM 12. Approve Spring Street Banner Display Policy, Procedure and Specifications (J. McCarthy, Dir. of Public Works)
- ITEM 13. Adopt Resolution No. 95-59 Approving Final Map for Lot Line Adjustment PRAL 90-259 (Mid-State Bank) (J. McCarthy, Dir. of Public Works)
- ITEM 14. Adopt Resolution No. 95-60 Authorizing the Mayor to Sign a Local Agency-State Agreement for a Bicycle Account Project with the State of California for Construction of a Class II Bikeway on Sherwood Road from Creston Road to Linne Road (J. McCarthy, Dir. of Public Works)

Those items pulled for discussion are as follows:

- ITEM 6. Approve City Council Minutes of April 4,1995 and May 4,1995 (R.Ramirez,City Clerk)

April 4,1995 Minutes

Dawn Zmugg, PO Box 3797, starting with May 4,1995 Minutes, page 7, 6-23, under April 4, I would like to give you the item I purchased from the City, amending City Council Agenda of March 7,1995, showing that hand written "Add to Close Session" along with two versions of the Ordinance (see Attachment #C). Dawn voiced concern if May 2,1995 was the date you approved the Minutes of February 21,1995 and March 21,1995?

May 2,1995 Minutes

After much discussion, Mayor Macklin asked if Dawn could meet with Richard Ramirez, City Clerk, to take care of her concerns of the Council Minutes at City Hall.

It was moved by Member Martin, seconded by Iversen, to continue the April 4 until Ms. Zmugg meets with Richard Ramirez and approve the May 2,1995 Minutes. Motion was unanimously passed on the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

- ITEM 15. Proclamation Designating June 1 through June 4,1995 as "Air Show Week" (R. Ramirez, City Clerk)

It was moved by Councilmember Martin, seconded by Iversen, to approve Proclamation Designating June 1 through June 4,1995 as "Air Show Week". A motion was passed on the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

DISCUSSION ITEMS

16. Major Projects List & Five Year Capital Improvement Program (R. Ramirez, City Manager)
Richard Ramirez advised staff was directed by Council to develop key projects, prioritize same, and C.I.P. five year plan.

Council expressed concern about:

- Operating budget and what money is available for these projects.
- Airport industrial area and infra-structure: need suggested prioritizing outlined by staff.
- Importance of flexibility, ranking and prioritizing the project list.
- Adding a sidewalk on Creston Road to the project list.
- Potential funding for each project.

After discussion, it was moved by Councilmember Iversen, seconded by Martin, to tentatively set a date of July 6, 1995 for a Public Hearing at 7:30 p.m. at the planned special adjourned meeting of the City Council to consider the ranking or prioritize of this major project list. Motion was unanimously passed on the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

17. Proposed Fee Schedule for Library and Conference Center (B. Partridge, Library Transition Manager)

Richard Ramirez clarified a few changes on the fee structure:

- (1) Conference Center should read: (up to five hours) Cost is \$300 for 5 hours, every hour thereafter is \$30/hour.
- (2) After 7PM, item #1, should read "After 5PM or Saturday and Sunday"
- (3) Delete the (5 hour minimum) after Library.

Above changes should be consistent throughout the fee schedule.

The Library Board is recommending you approve this fee schedule, with above changes. This was an element of your Library Transition Plan.

Public comment opened

Matt Masia asked the Council to review the fee structure before 12 months to see what is going on.

Public comment closed

A motion was made and unanimously passed on a 5/0 vote to adopt the new fee structure with the modifications as stated by the City Manager.

CITY MANAGER

WRITTEN COMMUNICATIONS

18. Street Closure for Chamber Mixer on September 13, 1995

San Luis Personnel Services, Inc. requests the closure of 11th Street between Park and Pine from approximately 4:00 P.M. to 8:00 P.M. on Wednesday, September 13, 1995. the purpose of the street closure is to provide space for a tent set up on 11th Street to facilitate food, socializing and Chamber Mixer events.

Concern was voiced about closing the entire street to set up a tent, and the business is requesting street closure. There will be out-of-pocket expense for setting up the barricades.

Public comment opened

Matt Masia, Chamber of Commerce Board of Director, in general leaves the Chamber Mixers up to the business.

Fred Strong, as a point of information, the Chamber had a mixer in the same location a few years ago and did not block off the street, but the problem was the mixer filled the street because there was not adequate room for the people on the sidewalk or in that particular building. Even though the street was not closed, it was closed due to public over flow.

Richard Ramirez is suggesting staff go back to the Chamber to find the number of business effected by this request to close the street, out-of-pocket expense, and discussion with San Luis Personnel Services and bring this subject back to the Council at a later date.

It was moved by Councilmember Heggarty, seconded by Picanco, the **Street Closure for Chamber Mixer on September 13, 1995** be brought back to City Council in the next few months. Motion was unanimously passed on a 5/0 vote.

19. Main Street Update Regarding Bandstand Remodel

There was a motion to receive and file the **Main Street Update Regarding Bandstand Remodel** on a roll call vote of 5/0.

20. El Paso de Robles Area Historical Society Request for Use of the Paso Robles Carnegie Library

There was a motion to receive and file the **El Paso de Robles Area Historical Society Request for Use of the Paso Robles Carnegie Library**.

ADVISORY BODY COMMUNICATION

21. Receive and File Senior Advisory Committee Minutes of April 10, 1995

It was moved by Councilmember Heggarty, seconded by Macklin, to receive and file the **Senior Advisory committee Minutes of April 10, 1995**. Motion was unanimously passed on a 5/0 vote.

22. Receive and File Citizens Airport Advisory Committee Minutes of March 23, 1995

It was moved by Councilmember Heggarty, seconded by Picanco, to receive and file the **Citizens Airport Advisory Committee Minutes of March 23, 1995**. Motion was unanimously passed on a 5/0 vote.

23. Receive and File Library Board Meeting Notes of May 3, 1995

It was moved by Councilmember Heggarty, seconded by Picanco, to receive and file the **Library Board Meeting Notes of May 3, 1995**. Motion was unanimously passed on a 4/1 vote.

24. Receive and File Housing Authority Minutes of April 11, 1995

It was moved by Councilmember Heggarty, seconded by Macklin, to receive and file the **Housing Authority Minutes of April 11, 1995**. Motion was unanimously passed on a 5/0 vote.

AD HOC COUNCIL BUSINESS

**25. San Luis Obispo County Air Pollution Control District - Proposed Commute Alternatives Rule (Rule 901)
(J. Heggarty)**

Councilmember Heggarty discussed the Rule 901 with regards to: there was concern the City might lose money, they would rather see a voluntary program, and monitor themselves with no loss of revenue. County has a traffic management plan which staff wants the Board to adopt. His personal preference would be a voluntary program for at least one year to try it out and work out the problems as they occur. He asked again that the County look at the transportation system within the County to compare prices.

Councilman Iversen advised SLORTA will be discussing the funding formula soon. We cannot just adopt a voluntary

plan or we are going to lose \$267,000; we have to come up with our own non-voluntary plan which addresses the concerns of Rule 901, if we don't by the end of the year we could lose the money.

Public comment opened

Steve Devencizi, San Luis Obispo Council of Governments, advised we have two items that meld together: Rule 901, requirements under the Air Pollution Control District and relates to the Congestion Management Plan, which is a document requesting similar actions, and both are mandated through the state, with all types of regulations as to how you have to formulate these plans. One way to solve this issue is to adopt a county wide plan under the Air Pollution Control District, called Rule 901, to the issue of voluntary verses mandatory. Our County Council is if a voluntary rule is not a rule, in order for it to be a rule there has to be a mandatory components of it and there is some distinction in the language of voluntary or not, how you can make something voluntary and have it be a rule at the same time, and if that will satisfy the states requirements. If Rule 901 is not adopted, the alternative is that each jurisdiction would have to adopt a trip reduction ordinance of their own.

Councilmember Heggarty stated he has not read anywhere in this document that the voluntary program will lose money. County Counsel should have made it know that we may lose money if we don't adopt the 901 Rule, at the APCD level. The Supervisors want to implement 901 at whatever cost. The next Air Pollution meeting is scheduled Wednesday, May 24,1995.

Steve Devencizi will ask Ray Gardener, County Council for the Air Pollution Control District to contact Councilmember Heggarty before next Wednesday meeting to review this matter.

26. SLO RTA Funding (C. Iversen)

Councilmember Iversen discussed the proposal to amend the SLO RTA Funding. The County would receive a greater share of the SLO RTA Funding and our share would be reduced \$20,000, which would provide a base line service to all areas of the County, 3 round trips a day, and additional service could be arranged above and beyond that between the members of jurisdiction enjoying the additional service. It would set a county wide fund. This is to improve efficiency and reduce costs to all jurisdictions. County will suffer a \$50,000/year increase in their costs. We want to make sure our money that goes into the SLO RTA fund is spent on our service and is not spent on other routes. We want to maintain that control.

Mike Compton advised with the formula fund change we would be giving about \$20,000 less to the regional system. This means our TDA share that comes back to the City would increase. Has not seen final document yet, but read they have more flexibility on their own to make changes in levels of service and take additional amounts of TDA monies away from the agencies that provide it and has concerns about this.

Everyone is in agreement to spend less money and go along with the formula change.

27. LAFCO Action of April 20, 1995 (D. Picanco)

Councilmember Picanco would like staff to contact the appropriate representative to address previous LAFCO actions taken and contact the county in relation to the Salinas River Plan. Our recommendation should be that the Sphere of Influence should end at Marquita, based on our ability to service the area.

It was moved by Councilmember Picanco, seconded by Heggarty, all effected agencies regarding previous action taken by LAFCO as well as contact the County regarding the proposed Salinas Plan, asking for an interpretation of evaluation of the actions taken by LAFCO.

Public comments opened

Janice Nelson, 1205 Beaver Creek Lane, clarification on what action? Councilmember Picanco advised previous action taken at the last LAFCO meeting - all the action basically on the Black, Santa Ysabel, and Item #14 relating to Paso